

AN ORDINANCE **100301**

AUTHORIZING PAYMENT IN THE AMOUNT OF \$700,000.00 TO AB HAUSMAN PARTNERSHIP FOR THE FEE SIMPLE PURCHASE OF 34.804 ACRES ALONG LEON CREEK AT 6518 HAUSMAN ROAD, UNDER THE PROPOSITION THREE CREEKWAYS LINEAR PARKS ACQUISITION AND PARK EXPANSION PROJECT; AUTHORIZING THE EXECUTION OF A REAL ESTATE PURCHASE CONTRACT TO ACCOMPLISH SAID PURCHASE; AUTHORIZING \$16,672.49 FOR DUE DILIGENCE FEES, FOR A TOTAL AMOUNT OF \$716,672.49; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

* * * * *

WHEREAS, under Proposition 3 of the election held on May 6, 2000, the voters of San Antonio approved an increase in the sales tax to fund the purchase of new parkland in the Edwards Aquifer zones as well as linear parks along Leon Creek and Salado Creek; and

WHEREAS, for the acquisition of land for the above purpose, the City has identified for possible purchase a parcel of land currently owned by the AB Hausman Partnership and located at 6518 Hausman Road; and

WHEREAS, the Planning commission reviewed and recommended this purchase on January 12, 2005; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

Section 1. The Interim City Manager, or his designee, is hereby authorized to execute a Real Estate Purchase contract with AB Hausman Partnership for the purchase of 34.804 acres along Leon Creek, located at 6518 Hausman Road in Bexar County Texas, which purchase is hereby approved.

Section 2. The Interim City Manager, or his designee, is further hereby authorized to execute any necessary documents to close said purchase.

Section 3. The amount of \$716,672.49 is appropriated in SAP fund 29080000, Prop3 Creekways Linear Parks Acquisition and Expansion, in SAP GL account 6102100 - Interfund Transfers Out. The amount of \$716,672.49 is authorized to be transferred from SAP fund 29080000 to SAP fund 40005000.

Section 4. The budget in SAP fund 40005000, Creekway Project-Salado & Leon Creeks, SAP Project Definition 26-00308, shall be revised by increasing WBS element 26-00308-90-02, entitled "TRF FR 29080000", SAP GL Account 6101100 - Interfund Transfers In, by the amount of \$716,672.49.

Section 5. The amount of \$700,000.00 is appropriated in SAP fund 40005000, Creekway Project-Salado & Leon Creeks, SAP Project Definition 26-00308, in SAP WBS Element 26-00308-03-02, entitled "Land Acquisition Costs" and is authorized to be encumbered and made payable to AB Hausman Partnership for the fee simple purchase of 34.804 acres in connection with the Creekway Project-Salado & Leon Creeks project, when the purchase order is issued.

Section 6. The amount of \$16,672.49 is appropriated in SAP fund 40005000, Creekway Project-Salado & Leon Creeks, SAP Project Definition 26-00308, in SAP WBS Element 26-00308-03-01-01, entitled "Title Commitments" and is authorized to be encumbered in connection with the Creekway Project-Salado & Leon Creeks project.

Section 7. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance may, subject to concurrence by the Interim City Manager or the Interim City Manager's designee, correct allocation to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers, and SAP GL Accounts as necessary to carry out the purpose of this Ordinance.

Section 8. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director may, subject to concurrence by the Interim City Manager or the Interim City Manager's designee, correct allocation to specific Index Codes and Fund Numbers as necessary to carry out the purpose of this Ordinance.

Section 9. Pursuant to City Code Section 1-15(b), this ordinance is hereby passed and shall be effective immediately upon passage and approval by eight (8) or more affirmative votes.

PASSED AND APPROVED this 20th day of January, 2005

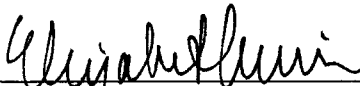


M A Y O R
EDWARD D. GARZA

ATTEST: _____


City Clerk

APPROVED AS TO FORM: _____


City Attorney